

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

VANESSA VIGIL and RICARDO VIGIL, on  
behalf of themselves and all others similarly  
situated,

Plaintiffs,

v.

TAKE-TWO INTERACTIVE SOFTWARE, INC.,

Defendant.

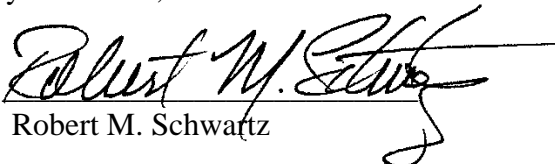
Civil Action 1:15-cv-08211 (JGK)(KNF)

**NOTICE OF MOTION OF TAKE-  
TWO INTERACTIVE SOFTWARE,  
INC. TO DISMISS THE SECOND  
AMENDED COMPLAINT OR, IN  
THE ALTERNATIVE, TO STRIKE  
THE CLASS ALLEGATIONS**

PLEASE TAKE NOTICE that, upon the accompanying memorandum of law, defendant Take-Two Interactive Software, Inc., by and through its undersigned attorneys, hereby moves this Court, before the Honorable John G. Koeltl, United States District Court for the Southern District of New York, at Courtroom 12B of the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York 10007, for an order dismissing the Second Amended Complaint in its entirety with prejudice pursuant to Fed. R. Civ. P. 12(b)(1) and 12(b)(6) or, in the alternative, striking the class allegations pursuant to Fed. R. Civ. P. 12(f) and 23(d)(1)(D). The motion shall be heard on a date and at a time directed by the Court.

Dated: New York, New York  
July 29, 2016

Respectfully submitted,

By:   
Robert M. Schwartz

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